

#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



APPLICANT(S): Zvi Loewy et al.  
SERIAL NO: 09/898,104  
FILED: July 3, 2001  
FOR: BIOMEDICAL ASSAY DEVICE  
EXAMINER: Not assigned ART UNIT: 1616  
Customer No. 27162  
ATTORNEY DOCKET: 176650-155

**NOTICE OF MISSING REQUIREMENTS**  
**Declaration Missing Signatures**

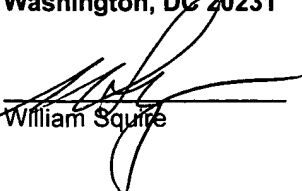
Box Missing Parts  
Commissioner for Patents  
Washington, DC 20231

SIR:

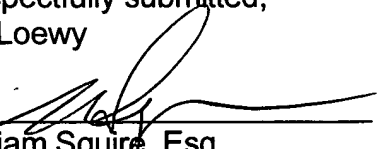
This paper is in response to the Office Action dated July 27, 2001 in the above-entitled application having a response due date set to expire on September 27, 2001.

Enclosed is the Declaration and Power of Attorney executed on August 21, 2001, and August 29, 2001.

Also enclosed is a copy of the Notice of Missing Parts and a check in the amount of \$65.00 for the fee for this paper. Entry of this paper is respectfully requested.

<b><u>FIRST CLASS CERTIFICATE</u></b>	
I hereby certify that this correspondence is being deposited on the date set forth below with the U.S. Postal Service as First Class Mail, postage prepaid, in an envelope addressed to:	
Office of Initial Patent Examination Customer Service Center Washington, DC 20231	
 William Squire	<u>September 5, 2001</u> Date

Respectfully submitted,  
Zvi Loewy

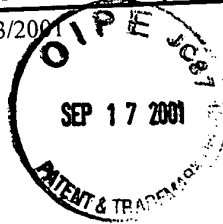
by:   
William Squire, Esq.  
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Attorney for Applicants  
CARELLA, BYRNE, BAIN, GILFILLAN,  
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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/898,104	07/03/2001	Zvi Lowey	176650-155



CONFIRMATION NO. 1924

## FORMALITIES LETTER



\*OC000000006351067\*

William Squire  
Carella, Byrne, Bain, Gilfillan, Cecchi,  
Stewart & Olstein  
6 Becker Farm Road  
Roseland, NJ 07068

Date Mailed: 07/27/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

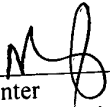
FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice MUST be returned with the reply.*

  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

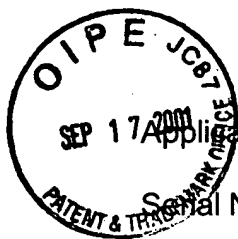
PART 2 - COPY TO BE RETURNED WITH RESPONSE

09/20/2001 BNGUYEN1 00000017 09898104

01 FC:205

65.00 OP

Receipt #8  
#4



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Zvi Loewy et al.  
Serial No. : 09/898,104  
Filed : July 3, 2001  
Title : BIOMEDICAL ASSAY DEVICE  
Atty Docket No.: 176650-155

Office of Initial Patent Examination  
Customer Service Center  
Washington DC 20231

**REQUEST TO CORRECT FILING RECEIPT**

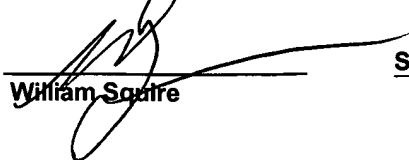
SIR:

Applicants request that the filing receipt (a copy of which is attached) be corrected.  
Please correct the following:

Spelling of name of Applicant Zvi Lowey to Zvi Loewy

This was a result of a typographical error in the unsigned Declaration. The executed Declaration corrects this error. Please issue a corrected filing receipt as requested above.

Also, enclosed is a self-addressed postage paid postcard.

<b><u>FIRST CLASS CERTIFICATE</u></b>	
I hereby certify that this correspondence is being deposited today with the U.S. Postal Service as First Class Mail in an envelope addressed to:	
Office of Initial Patent Examination Customer Service Center Washington, DC 20231	
 William Squire	Sept. 5, 2001 Date

#115263

Respectfully submitted,  
Zvi Loewy et al.

  
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## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/898,104	07/03/2001	1616	355	176650-155	12	11	1

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Carella, Byrne, Bain, Gilfillan, Cecchi,  
Stewart & Olstein  
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Roseland, NJ 07068



CONFIRMATION NO. 1924

## FILING RECEIPT



\*OC000000006351066\*

Date Mailed: 07/27/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s) Loewy  
Zvi Loewy, Fairlawn, NJ;  
Dennis Lee Matthies, Princeton, NJ;

Assignment For Published Patent Application  
Delsys Pharmaceutical Corporation;

## Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CON OF 09/535,522 03/24/2000  
WHICH IS A CIP OF 09/095,616 06/10/1998

## Foreign Applications

If Required, Foreign Filing License Granted 07/26/2001

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

Title

DATE RECEIVED:	7-31-01
DATES ENTERED:	
1)	
2)	
3)	
4)	
5)	
6)	
LOCKETED BY:	pm
DATE:	8/1